

RALPH A. LOMBARDI, State Bar No 048217  
 LORI A. SEBRANSKY, (State Bar No. 125211)  
 LOMBARDI, LOPER & CONANT, LLP  
 Lake Merritt Plaza  
 1999 Harrison Street, Suite 2600  
 Oakland, CA 94612-3541  
 TEL: (510) 433-2600  
 FAX: (510) 433-2699

Attorneys for Defendant  
 AMERICAN STATES INSURANCE COMPANY

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

J.A. MELONS, INC. dba Melons Catering & Events,  
 Plaintiff,  
 v.  
 AMERICAN STATES INSURANCE, SAFECO INSURANCE COMPANIES, and DOES 1-20,  
 Defendants.

No. C 06-01917 MHP

**STIPULATION AND ORDER  
 FURTHER DEFERRING INITIAL CASE  
 MANAGEMENT CONFERENCE AND  
 FILING OF JOINT CASE  
 MANAGEMENT STATEMENT**

WHEREAS this matter is currently set for an Initial Case Management Conference on November 20, 2006 at 10:00 a.m., having been continued one time to allow the parties to participate in mediation before Donald Farbstein; and

WHEREAS the parties are currently ordered to file a Joint Case Management Conference Statement on or before November 13, 2006; and

WHEREAS the parties participated in an all-day mediation on August 29, 2006; and

WHEREAS at the conclusion of the August 29, 2006 mediation plaintiff agreed to provide to defendant with certain financial records for review and analysis, and the parties agreed to reconvene the mediation within 30 days following the providing of the records; and

WHEREAS plaintiff has provided defendant with the requested financial records; and

WHEREAS the parties are having difficulty scheduling the further day of mediation as

CASE NO. C-06-01917 MHP

STIPULATION AND ORDER FURTHER DEFERRING INITIAL CASE MANAGEMENT CONFERENCE  
 02280-35306 RAL 527759.1

1 there are at least 7 persons that must attend the mediation and plaintiff will not be able to attend a  
2 mediation during the month of December 2006; and

3 WHEREAS the parties desire to minimize to the extent possible fees and costs and to avoid  
4 the preparation of documents and the making of appearances which may be rendered moot by the  
5 mediation process:

6 NOW, THEREFORE, AND IN CONSIDERATION OF THE FOREGOING the parties  
7 hereto, by and through their respective counsel, hereby jointly request that the Court extend for 60  
8 days the parties' time to file a Joint Case Management Conference Statement and that the Court  
9 reschedule the November 20, 2006 Initial Case Management Conference for a date thereafter in  
10 order to allow the parties sufficient time to further participate in the mediation process.

11 DATED: October 16, 2006

12 LOMBARDI, LOPER & CONANT, LLP

13  
14 By: /s/ Ralph A. Lombardi  
15 RALPH A. LOMBARDI  
Attorneys for Defendant

16 DATED: October 16, 2006

17 LAW OFFICES OF JANET BRAYER

18  
19 By: /s/ Janet Brayer  
20 JANET BRAYER  
Attorneys for Plaintiff

21  
22 **ORDER**

23 The Court having read and considered the joint request of the parties for an order deferring  
24 the Initial Case Management Conference and the filing of the Joint Case Management Conference  
25 Statement, and good cause appearing:

26 IT IS HEREBY ORDERED that the Initial Case Management Conference presently set for  
27 November 20, 2006 at 10:00 p.m. is continued to January 22, 2007, 2006 at 3:00pm.

1 IT IS FURTHER ORDERED that the Joint Case Management Conference Statement of the  
2 parties shall be filed not later than January 16, 2007.

3  
4 DATED: 10/24/2006

